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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 SCOTT JOHNSON,

11 Plaintiff,

12 v.

13 PLEASANT HILL CRESCENT DRIVE
14 INVESTORS LLC, a California Limited
15 Liability Company;
16 BED BATH & BEYOND OF
17 CALIFORNIA, a Delaware Limited
18 Liability Company; and Does 1-10,

19 Defendants.

) Case No.: 3:16-CV-00932-SK

) **CONDITIONAL DISMISSAL**

20 The Court is advised that the parties have reached a tentative settlement of this action and that
21 the parties expect to file a Joint Stipulation for Dismissal **with prejudice** within 60 days. Therefore,
22 **IT IS HEREBY ORDERED** that this cause of action is dismissed **without** prejudice; provided,
23 however that if any party hereto shall certify to this Court, within sixty days, with proof of service
24 thereof, that the agreed consideration for said settlement has not been delivered over, the foregoing
25 Order shall stand vacated and this cause shall forthwith be restored to the calendar to be set for trial.
26 If no certification is filed, after the passage of sixty days, the dismissal shall be with prejudice.

27 **IT IS SO ORDERED.**

28 Dated: January 4, 2018



HONORABLE SALLIE KIM
United States Magistrate Court Judge